



O'Melveny & Myers LLP  
1999 Avenue of the Stars  
8<sup>th</sup> Floor  
Los Angeles, CA 90067-6035

T: +1 310 553 6700  
F: +1 310 246 6779  
omm.com

File Number:

May 8, 2025

**Daniel M. Petrocelli**  
D: +1 310 246 6850  
dpetrocelli@omm.com

**VIA ECF**

The Honorable Jesse M. Furman  
United States District Judge  
Southern District of New York  
Thurgood Marshall Courthouse  
40 Foley Square  
New York, New York 10007

**RE: Letter-Motion for Entry of Judgment or Leave to File Proposed Judgment in  
Peary v. DC Comics, et al., No. 1:25-cv-00910-JMF**

Dear Judge Furman:

Defendants DC Comics Inc.; DC Comics; DC Entertainment; and Warner Bros. Discovery, Inc. (collectively, “DC”) respectfully move this Court for entry of judgment pursuant to Federal Rule of Civil Procedure 58(d) or for leave to file a proposed judgment.

On April 24, 2025, the Court granted DC’s Motion to Dismiss in full and directed the Clerk of Court to close the case. ECF No. 63. The Clerk has since done so. However, no judgment has issued. Pursuant to Federal Rule of Civil Procedure 58, every judgment must be set out in a separate document, with certain exceptions not applicable here. The entry of judgment triggers important case deadlines, including the deadline to file a notice of appeal pursuant to Federal Rule of Appellate Procedure 4.

Federal Rule of Civil Procedure 58(d) provides that a party may request judgment to be set out in a separate document as required by Rule 58(a). Therefore, DC respectfully requests that the Court enter judgment or grant DC leave to file a proposed judgment for the Court’s consideration.

Respectfully submitted,

Dated: May 8, 2025

O'MELVENY & MYERS LLP

By: /s/ Daniel M. Petrocelli

Daniel M. Petrocelli

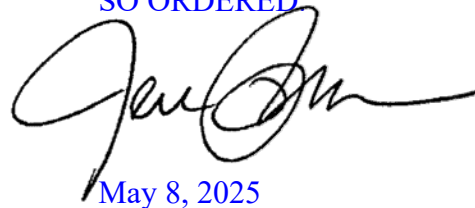
Daniel M. Petrocelli (*pro hac vice*)  
dpetrocelli@omm.com  
Matt Kline (*pro hac vice*)  
mkline@omm.com  
Cassandra L. Seto (*pro hac vice*)  
cseto@omm.com  
1999 Avenue of the Stars, 8th Floor  
Los Angeles, California 90067  
Telephone: (310) 553-6700  
Facsimile: (310) 246-6779

Natasha W. Teleanu  
nteleanu@omm.com  
Danielle Feuer  
dfeuer@omm.com  
1301 Avenue of the Americas, Suite 1700  
New York, NY 10019-6022  
Telephone: (212) 326-2000  
Facsimile: (212) 326-2061

*Attorneys for Defendants*

The Clerk of Court is directed to enter judgment in Defendants' favor consistent with the Court's April 24, 2025 Opinion and Order, *see* ECF No. 63. The Clerk of Court is directed to terminate ECF No. 64.

SO ORDERED



May 8, 2025